FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2191 OF 2006

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.R.V. More,Adv. for the Applicant.
Mr. K.V.Saste,APP. for the State.

CORAM : R.S. MOHITE,J.
DATED : 30.6.2006.

P.C.

1. This is an application for grant of anticipatory bail. The applicants are shown as an accused in C.R.No. 69/2006 registered by Tambhurani Police Station for alleged offences under Section 406 and 409 read with 34 of the I.P.C. The applicants are Ex-Sarpanch and Gramsevak respectively of the Village Gram Panchayat, Takali. They are said to have withdrawn an amount of Rs.1,19,000/- on 7.4.2004 and Rs.2,50,000/- on 17.11.2005. At the stage of arguing the anticipatory bail application before Sessions Court, it

was submitted that Rs.65,940/- were paid to the labourers for excavation. The Sessions Court observed that there was still balance of Rs.30,360/- for which no accounts were submitted to the court. Now pending this application material which was purchased under bill of the value of Rs.2,64,000/- are seized by the police under panchanama which indicates that the said material was purchased prior to filing of the F.I.R. As regards the small difference, it is submitted that JCB charges and sand excavation charges had not been taken into account. In my view, almost entire goods purchased are recovered. The investigation can proceed without the custody of the applicants. It is therefore, directed that in the event of arrest of the applicants in C.R.No.69/2006 registered by Tembhurani Police Station, the applicants may be released on bail in the sum of Rs.15,000/- each with one surety each in the like amount subject to the condition that they should

report to the Investigating Officer once in a week on every Monday till the charge sheet is filed and thereafter, once in a month on every first Monday till the conclusion of the trial.

. Application is disposed of.

(R. S. MOHITE, J.)